IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 19TH OCTOBER 2007 / 27TH ASWINA 1929

WP(C).No. 22239 of 2006(V)

PETITIONER:

O.V. CHANDRAN NAMBIAR,
S/O. LATE P.V.R. NAMBIAR, ASWATHY, VALIYAVILA,
VATTIYOORKAVU, THIRUVANANTHAPURAM.

BY ADV. SRI.P.VIJAYA BHANU
SRI.P.SANTHOSH (PODUVAL)

RESPONDENTS:
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1. **THE SUPERINTENDING ENGINEER (E),**
   B.S.N.L., THIRUVANANTHAPURAM.

2. **THE CHIEF GENERAL MANAGER,**
   TELECOM, B.S.N.L., THIRUVANANTHAPURAM.

3. **THE CHIEF ENGINEER (E),**
   BSNL, THIRUVANANTHAPURAM (FORMERLY CHIEF ENGINEER (E), CHENNAI/MADRAS.

***ADDL.R4 TO R9 ARE IMPLEADED:**

R4. THE SECRETARY,
DEPARTMENT OF TELECOM, SANCHAR BHAVAN,
NEW DELHI.

R5. ADG (SR-1) BSNL, CORPORATE OFFICE,
6TH FLOOR, A WING, STATESMAN HOUSE,
BHARAKHAMBA ROAD, NEW DELHI – 110 001.

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R6. JOINT CONTROLLER OF COMMUNICATION ACCOUNTS,
OFFICE OF THE CONTROL OF COMMUNICATION ACCOUNTS,
DOT CELL, 5TH FLOOR, CGMT'S OFFICE,
DOORSANCHAR BHAVAN, THIRUVANANTHAPURAM.

R7. THE CHIEF ACCOUNTS OFFICER (CA),
BSNL, OFFICE OF THE CHIEF GENERAL MANAGER,
KERALA COMMUNICATIONS, THIRUVANANTHAPURAM.

R8. THE ACCOUNTS OFFICER, TED,
THIRUVANANTHAPURAM.

R9. THE COMMUNICATION ACCOUNTS OFFICER,
OFFICE OF THE CONTROLLER OF COMMUNICATION ACCOUNTS,
DEPARTMENT OF TELECOM, KERALA,
THIRUVANANTHAPURAM.

(*ADDL.R4 TO R9 ARE IMPLEADED AS PER ORDER DTD.
21/03/2007 IN I.A.NO.3570/2007)

BY ADV. SRI.K.KESAVANKUTTY, SC, BSNL for R1 to R3

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 19/10/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

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APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE JUDGMENT IN WP(C) NO.15092/05 DTD. 30/08/2005 OF THIS HONOURABLE COURT.**

EXT.P2: **COPY OF THE ORDER NO.LC-V/5/WP(C) NO.4646/2005/39 DTD. 19/12/2005.**

EXT.P3: **COPY OF THE REPRESENTATION PREFERRED BY THE PETITIONER BEFORE THE 2ND RESPONDENT DTD. 1/06/2006.**

EXT.P4: **COPY OF THE REPRESENTATION DTD. 12/04/2006 SUBMITTED BEFORE THE 2ND RESPONDENT.**

EXT.P5: **COPY OF THE REPRESENTATION DTD. 15/07/2006 PREFERRED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.**

EXT.P6: **COPY OF THE REPRESENTATION DTD. 15/07/2006 SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.**

EXT.P7: **COPY OF THE REPRESENTATION DTD. 25/10/2006 PREFERRED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.**

EXT.P8: **COPY OF THE LETTER NO.STB/BSNL/86/2004 173 DTD. 8/05/2006.**

EXT.P9: **COPY OF THE LETTER NO.5(5)/SEE-BSNL-EC/TVM/2006/121 DTD. 24/08/2006 OF THE 2ND RESPONDENT.**

1ST RESPONDENT'S EXHIBITS:

EXT.R1(A): **COPY OF LETTER NO.8(24-A)2006/CE(C) TVM/2117 DTD. 24/03/2006 ISSUED BY CHIEF ENGINEER (E).**

EXT.R1(B): **COPY OF LETTER NO.5(5)SEET/BSNL/TVM/2006/3 DTD. 5/01/2006.**

WPC.NO.22239/2006 V

EXT.R1(C): COPY OF LETTER NO.15(153)/2005/CEE(C)/TVM/1700 DTD. 17/01/2006.

EXT.R1(D): COPY OF LETTER NO.STB/BSNL-86/2004/173 AT TVM THE 15TH APRIL 2006.

EXT.R1(E): COPY OF LETTER NO.5(5)SEE/BSNL/EC/TVM/2006/5 DTD. 6/01/2006.

EXT.R1(F): COPY OF LETTER NO.TA/20-26/FP/2004/2005/14 AT TRIVANDRUM – 33 DTD. 28/07/2006.

EXT.R1(G): COPYOF LETTER SE(E)NO.5(5)/SEE-BSNL-EC/TVM/2006/121 DTD. 24/08/2006.

EXT.R1(H): COPY OF LETTER/EEE/BSNL/TVM/2006 DTD. 09/2006.

EXT.R1(I): COPY OF LETTER NO.TED-TVM/COURT CASE/OVC NAMBIAR DTD. 12/09/2006.

/TRUE COPY/

P.A.TO JUDGE

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V. GIRI ,J.

WP(C).NO.22239 of 2006

Dated this the 19th day of October, 2007

JUDGMENT

When the writ petition came up for orders, learned counsel for the petitioner submits that the only relief pressed forth by him, at this stage, is for a direction to the respondents to take a decision on Exts.P8 and P9 produced along with I.A.3570/2007.

2. After having heard the learned counsel for the petitioner and the learned standing counsel for the BSNL, the writ petition is disposed of directing the 5th and 6th respondents to look into Exts.P8 and P9 respectively and take a decision thereon, within a period of three months from the date of receipt of a copy of this judgment.

V. GIRI, JUDGE

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